

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF INDIANA  
NEW ALBANY DIVISION

In re: EASTERN LIVESTOCK CO., LLC,	)	Chapter 11
	)	
Debtor.	)	Case No. 10-93904-BHL-11
	)	
In re: OKIE FARMS, L.L.C.,	)	Chapter 11
	)	
Debtor.	)	Case No. 11-93144-BHL-11

**MOTION FOR JOINT ADMINISTRATION**

James A. Knauer as chapter 11 trustee (the "Trustee") for Eastern Livestock Co., LLC ("ELC") and Okie Farms, L.L.C. ("Okie"; ELC and Okie are collectively referred to as the "Debtors"), hereby file this motion (the "Joint Administration Motion") for entry of an order directing the joint administration of their respective chapter 11 cases (the "Chapter 11 Cases") pursuant to Rule 1015(b) of the Federal Rules of Bankruptcy Procedure ("Bankruptcy Rules") and Rule B-1015-1 of the Local Rules of the United States Bankruptcy Court for the Southern District of Indiana (the "Local Bankruptcy Rules") under ELC's chapter 11 case.

**JURISDICTION**

1. Certain petitioning creditors commenced ELC's Chapter 11 case ("ELC Chapter 11 Case") against ELC on December 6, 2010 ("ELC Petition Date") by filing an involuntary petition for relief under chapter 11 of title 11 of the United States Code, 11 U.S.C. §§ 101 et seq. ("Bankruptcy Code") with the United States Bankruptcy Court for the Southern District of Indiana, New Albany Division ("Court"). This Court entered the *Order For Relief In An Involuntary Case And Order To Complete Filing* [Docket #110] on December 28, 2010.

2. On December 27, 2010, the Court entered the *Order Approving The Appointment Of James A. Knauer As Chapter 11 Trustee* [Docket #102], approving the United

States Trustee's *Notice Of Appointment And Application For Order Approving Appointment of Trustee* [Docket #98] pursuant to 11 U.S.C. § 1104.

3. On December 8, 2011, Okie filed with the Court its voluntary petition for relief under Chapter 11 of the Bankruptcy Code commencing its Chapter 11 case ("Okie Chapter 11 Case").

4. No trustee or examiner has been appointed in the Okie Chapter 11 Case and Okie continues to operate its business and manage its properties as a debtor in possession pursuant to Sections 1107(a) and 1108 of the Bankruptcy Code.

5. This Court has jurisdiction to consider the Joint Administration Motion pursuant to 28 U.S.C. §§ 157 and 1334. This matter is a core proceeding pursuant to 28 U.S.C. § 157(b)(2). Venue is proper before this Court under 28 U.S.C. §§ 1408 and 1409.

6. The statutory bases for the relief sought herein are Bankruptcy Rule 1015(b) and Local Bankruptcy Rule B-1015-1.

### **RELIEF REQUESTED**

#### **A. Summary of Relief**

7. By the Joint Administration Motion, the Debtors seek entry of an order authorizing the joint administration of the ELC Chapter 11 Case with the Okie Chapter 11 Case under the case number assigned to ELC (10-93904-BHL-11) pursuant to Local Bankruptcy Rule B-1015-1(b)(1). The Debtors request that the caption of the Chapter 11 Cases be modified to reflect the joint administration of the Chapter 11 Cases as follows:

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF INDIANA  
NEW ALBANY DIVISION

In re:	)	Chapter 11
	)	
EASTERN LIVESTOCK CO., LLC, et al., <sup>1</sup>	)	Case No. 10-93904-BHL-11
	)	
Debtors.	)	JOINTLY ADMINISTERED

**B. Basis for Relief**

8. In order to administer the Chapter 11 Cases optimally and economically, such cases should be jointly administered under the case number assigned to ELC. Joint procedural administration of related chapter 11 cases is allowed pursuant to Bankruptcy Rule 1015(b) and Local Bankruptcy Rule B-1015-1. The relief sought in the Joint Administration Motion is for procedural administration only.

9. Bankruptcy Rule 1015(b) provides, "If a joint petition or two or more petitions are pending in the same court by or against . . . [(4) a debtor and an affiliate, the court may order a joint administration of the estates]. Prior to entering an order the court shall give consideration to protecting creditors of different estates against potential conflicts of interest."

10. The rights of the Debtors' respective creditors will not be adversely affected by the joint administration of the Chapter 11 Cases. ELC is the sole member of Okie. Okie's only asset is its ownership interests in Cattlemen's Feedlot, Ltd. and Cattlemen's Feedlot Management Company, LLC (the "Ownership Interests"). Debtors are seeking authority to sell the Ownership Interests, which sale proceeds will be the sole asset of Okie's estate. The sale will jointly affect both Debtors. As a result, joint administration of the Chapter 11 Cases will serve the interests of judicial economy and save expense for all.

---

<sup>1</sup> The Debtor entities are Eastern Livestock Co., LLC and Okie Farms, L.L.C.

11. Because ELC is the only creditor of Okie, joint administration of the Chapter 11 Cases will not harm any creditors.

12. Because upcoming hearings and noticing related thereto will be more efficient and less costly if the Chapter 11 Cases are jointly administered and because no parties in interest will be harmed thereby, the Court has authority to and should order the joint administration of the Chapter 11 Cases.

WHEREFORE, the Trustee and Okie respectfully request that the Court enter an Order (a) authorizing the joint administration of the ELC Chapter 11 Case with the Okie Chapter 11 Case under the case number assigned to ELC, and (b) granting other proper relief.

Respectfully submitted,

BAKER & DANIELS LLP

By: /s/ Dustin R. DeNeal

*Counsel for James A. Knauer, Chapter 11 Trustee*

James M. Carr (#3128-49)  
Kevin M. Toner (#11343-49)  
Terry E. Hall (#22041-49)  
Dustin R. DeNeal (#27535-49)  
300 N. Meridian Street, Suite 2700  
Indianapolis, IN 46204-1782  
Telephone: (317) 237-0300  
Facsimile: (317) 237-1000  
jim.carr@bakerd.com  
kevin.toner@bakerd.com  
terry.hall@bakerd.com  
dustin.deneal@bakerd.com

Wendy W. Ponader (#14633-49)  
Baker & Daniels LLP  
600 East 96th Street, Suite 600  
Indianapolis, IN 46240  
Telephone: (317) 569-9600  
Facsimile: (317) 569-4800  
wendy.ponader@bakerd.com

**CERTIFICATE OF SERVICE**

I hereby certify that on December 8, 2011, a copy of the foregoing pleading was filed electronically. Notice of this filing will be sent to the following parties through the Court's Electronic Case Filing System. Parties may access this filing through the Court's system.

David L. Abt  
davidabt@mwt.net

Mark A. Robinson  
mrobinson@vhlaw.com

Randall D. LaTour  
rdlatour@vorys.com

Daniel J. Donnellon  
ddonnellon@ficlaw.com

John W. Ames  
jwa@gdm.com

Jeremy S Rogers  
Jeremy.Rogers@dinslaw.com

Meredith R. Thomas  
mthomas@daleeke.com

Charles R. Wharton  
Charles.R.Warton@usdoj.gov

David L. LeBas  
dlebas@namanhowell.com

Jessica E. Yates  
jyates@swlaw.com

Laura Day Delcotto  
ldelcotto@dlgfirm.com

Ross A. Plourde  
ross.plourde@mcafeetaft.com

Todd J. Johnston  
tjohnston@mcjllp.com

Karen L. Lobring  
lobring@msn.com

Elliott D. Levin  
robin@rubin-levin.net  
edl@trustesolutions.com  
Sean T. White  
swhite@hooverhull.com

Michael W. McClain  
mike@kentuckytrial.com

James Edwin McGhee  
mcghee@derbycitylaw.com

Jerald I. Ancel  
jancel@taftlaw.com

David Alan Domina  
dad@dominalaw.com

C. R. Bowles, Jr  
crb@gdm.com

Jeffrey R. Erler  
jeffe@bellnunnally.com

John R. Carr, III  
jrciii@acs-law.com

Stephen A. Weigand  
sweigand@ficlaw.com

Robert Hughes Foree  
robertforee@bellsouth.net

Ivana B. Shallcross  
ibs@gdm.com

William Robert Meyer, II  
rmeyer@stites.com

James Bryan Johnston  
bjtexas59@hotmail.com

Judy Hamilton Morse  
judy.morse@crowedunlevy.com

John Huffaker  
john.huffaker@sprouselaw.com

Kelly Greene McConnell  
lisahughes@givenspursley.com

Walter Scott Newbern  
wsnewbern@msn.com

Timothy T. Pridmore  
tpridmore@mcjllp.com

Sandra D. Freeburger  
sfreeburger@dsf-atty.com

John M. Rogers  
johnr@rubin-levin.net

Robert H. Foree  
robertforee@bellsouth.net

William E Smith  
wsmith@k-glaw.com

Thomas C Scherer  
tscherer@binghammchale.com

Jeffrey J. Graham  
jgraham@taftlaw.com

Kent A Britt  
kabritt@vorys.com

John Hunt Lovell  
john@lovel-law.net

Edward M King  
tking@fbtlaw.com

Bret S. Clement  
bclement@acs-law.com

John Frederick Massouh  
john.massouh@sprouselaw.com

Kim Martin Lewis  
kim.lewis@dinslaw.com

Deborah Caruso  
dcaruso@daleeke.com

Allen Morris  
amorris@stites.com

James T. Young  
james@rubin-levin.net

John M. Thompson  
john.thompson@crowedunlevy.com

Matthew J. Ochs  
matt.ochs@moyewwhite.com

T. Kent Barber  
kbarber@dlgfirm.com

Kirk Crutcher  
kcrutcher@mcs-law.com

Theodore A Konstantinopoulos  
ndohbky@jbandr.com

Lisa Koch Bryant  
courtmail@fbhlaw.net

John David Hoover  
jdhoover@hooverhull.com

Sarah Stites Fanzini  
sfanzini@hopperblackwell.com

Susan K. Roberts  
skr@stuartlaw.com

David A. Laird  
david.laird@moyewwhite.com

Trevor L. Earl  
tearl@rwsvlaw.com

Joshua N. Stine  
jnstine@vorys.com

Jill Zengler Julian  
Jill.Julian@usdoj.gov

Jeffrey L. Hunter  
jeff.hunter@usdoj.gov

Amelia Martin Adams  
aadams@dlgfirm.com

Michael Wayne Oyler  
moyler@rwsvlaw.com

Jason W. Cottrell  
jwc@stuartlaw.com

Robert A. Bell  
rabell@vorys.com

James E. Rossow  
jim@rubin-levin.net

James B. Lind  
jblind@vorys.com

Melissa S. Giberson  
msgiberson@vorys.com

I further certify that on December 8, 2011, a copy of the foregoing pleading was served via electronic mail transmission on the following:

Ashley S. Rusher  
asr@blancolaw.com

Darla J. Gabbittas  
darla.gabbittas@moyewhite.com

/s/ Dustin R. DeNeal